

Mr. Lasseter offered the following amendment to the committee amendment:

Amend committee amendment No. 1 by striking out "Rusk county."

The amendment was adopted.

Mr. Magee offered the following amendment to the (committee) amendment:

Amend committee amendment No. 1 by adding "Smith and Wood counties."

MAGEE,  
SMITH of Wood.

The amendment was adopted.

The committee amendment as amended was then adopted.

House bill No. 26 was then passed to engrossment.

#### HOUSE BILL NO. 34 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 34, A bill to be entitled "An Act repealing Senate bill No. 56, Chapter 78, page 242, of the General and Special Laws passed at the Fifth Called Session of the Forty-first Legislature of the State of Texas, 1930."

The bill was read second time and was passed to engrossment.

#### ADJOURNMENT.

Mr. Patterson moved that the House adjourn until 10 o'clock a. m., next Tuesday.

Mr. Albritton moved that the House adjourn until 9 o'clock a. m., next Monday.

The motion of Mr. Albritton prevailed, and the House accordingly, at 12:40 o'clock p. m., adjourned until 9 o'clock a. m., next Monday.

#### APPENDIX.

##### STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Live Stock and Stock Raising: House bill No. 21.

Revenue and Taxation: Senate bill No. 3.

##### REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,

Austin, Texas, September 3, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 1, Fixing per diem pay of members of the Legislature.

Have carefully compared same and find it correctly enrolled.

ENGELHARD, Acting Chairman.

#### FIFTH DAY.

(Monday, September 5, 1932.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called and developed the fact that there was not a quorum present.

Mr. Young moved a call of the House for the purpose of securing a quorum, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was again called and the following members were present:

Mr. Speaker.	Dunlap.
Adams of Jasper.	Duvall.
Adamson.	Elliott.
Adkins.	Engelhard.
Akin.	Farmer.
Albritton.	Farrar.
Alsup.	Ferguson.
Anderson.	Finn.
Baker.	Fisher.
Barron.	Forbes.
Beck.	Ford.
Bedford.	Fuchs.
Bond.	Gilbert.
Boyd.	Giles.
Bradley.	Goodman.
Brice.	Graves.
Brooks.	Greathouse.
Bryant.	Hanson.
Burns of Walker.	Hardy.
Burns	Harman.
of McCulloch.	Harrison
Carpenter.	of El Paso.
Caven.	Herzik.
Claunch.	Hill.
Coltrin.	Hines.
Cox of Limestone.	Holder.
Cunningham.	Holland.
Dale.	Holloway.
Daniel.	Hoskins.
Davis.	Howsley.
Dodd.	Hubbard.
Donnell.	Hughes.
Dowell.	Jackson.

Johnson of Dallam.	Richardson.
Johnson of Dimmit.	Rogers.
Jones of Shelby.	Rountree.
Jones of Atascosa.	Sanders.
Justiss.	Satterwhite.
Kayton.	Scott.
Kennedy.	Shelton.
Laird.	Sherrill.
Lasseter.	Smith of Bastrop.
Lee.	Smith of Wood.
Lemens.	Sparkman.
Lilley.	Stephens.
Lockhart.	Stevenson.
Long.	Steward.
McCombs.	Strong.
McGill.	Sullivant.
McGregor.	Tarwater.
Magee.	Terrell of Cherokee.
Mehl.	Terrell of Val Verde.
Metcalfe.	Towery.
Moffett.	Turner.
Moore.	Van Zandt.
Munson.	Vaughan.
Murphy.	Wagstaff.
Nicholson.	Walker.
Olsen.	Warwick.
O'Quinn.	Weinert.
Patterson.	West of Coryell.
Petsch.	West of Cameron.
Ramsey.	Westbrook.
Ratliff.	Wiggs.
Ray.	Wyatt.
Reader.	Young.

Absent.

Cox of Lamar.	Leonard.
Dwyer.	McDougald.
Harrison of Waller.	Martin.
Hefley.	Pope.

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

A quorum was announced present.  
Prayer was offered by the Rev. Daniel Grieder.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Keller for today, on motion of Mr. Walker.

Mr. Adams of Harris and Mr. Mathis for today, on motion of Mr. Vaughan.

Mr. Grogan for today, on motion of Mr. Claunch.

Mr. Savage for today, on motion of Mr. Brice.

Mr. Coombes for today and tomorrow, on motion of Mr. Satterwhite.

The following members were granted leaves of absence on account of illness:

Mr. Bounds for today and the balance of the week, on motion of Mr. Justiss.

Mr. Morse for today, on motion of Mr. Fuchs.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Johnson of Dimmit:

H. B. No. 51, A bill to be entitled "An Act amending Article 2688 of the Revised Civil Statutes of Texas, 1925, as amended by the Regular Session of the Forty-second Legislature, House bill No. 904, Chapter 212, page 426, Special Laws, and declaring an emergency."

Referred to Committee on Education.

By Mr. Farmer:

H. B. No. 52, A bill to be entitled "An Act to amend Chapter 73 of the Acts of the Regular Session of the Forty-second Legislature, by repealing Sections 11, 12, 13, 14 and 15 thereof, known as the Cigarette Tax Law, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Anderson, Mr. Kayton and Mr. Reader:

H. B. No. 53, A bill to be entitled "An Act to amend Chapter 137 of the Special Laws of Texas, Regular Session of the Forty-second Legislature, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Johnson of Dallam:

H. B. No. 54, A bill to be entitled "An Act repealing Section 16 of Chapter 73 of the Special Laws passed by the Thirty-sixth Legislature at its Third Called Session, the same being an act creating the Spearman Independent School District in Hansford county, said Section 16 relating to the beginning of the fiscal year in connection with the levying, assessing and collection of taxes, and declaring an emergency."

Referred to Committee on Education.

**BILL ORDERED NOT PRINTED.**

On motion of Mr. Sanders, House bill No. 45 was ordered not printed.

**RELATIVE TO THE CONSIDERATION OF RESOLUTIONS.**

Mr. Walker moved that the House dispense with the consideration of resolutions at this time.

The motion prevailed.

**HOUSE BILL NO. 35 ON SECOND READING.**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 35, A bill to be entitled "An Act regulating the taking of certain fur-bearing animals or their pelts for barter or sale in certain counties, and declaring them to be the property of the State; prescribing penalty for violation, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 38 ON SECOND READING.**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 38, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the counties of Jasper and Newton, State of Texas, for a period of three years from and after the passage of this act; providing a penalty therefor, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 39 ON SECOND READING.**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 39, A bill to be entitled "An Act providing for the open season on squirrels in Jasper and Newton counties; providing a penalty, and declaring an emergency."

The bill was read second time and was passed to engrossment.

**HOUSE BILL NO. 21 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 21, A bill to be entitled "An Act amending Article 6954,

Chapter 6, Title 121 of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5 of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of Texas, the latter being House bill No. 120, passed by the First Called Session of the Forty-first Legislature, and further amended in Chapter 8, of the Acts of the Third Called Session of the Forty-first Legislature, Senate bill No. 22, and furthermore amended in Chapter 313 of the Acts of the Regular Session of the Forty-second Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include in said article the county of Reagan, and declaring an emergency."

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Giles.
Adams of Jasper.	Goodman.
Albritton.	Graves.
Alsup.	Greathouse.
Anderson.	Hanson.
Baker.	Hardy.
Beck.	Harman.
Bedford.	Harrison
Bond.	of El Paso.
Bradley.	Herzik.
Brice.	Hill.
Brooks.	Hines.
Bryant.	Holder.
Burns of Walker.	Holland.
Burns	Holloway.
of McCulloch.	Hoskins.
Caven.	Howsley.
Claunch.	Hubbard.
Coltrin.	Hughes.
Cox of Limestone.	Johnson
Dale.	of Dallam.
Davis.	Johnson
Dodd.	of Dimmit.
Donnell.	Jones of Atascosa.
Dowell.	Justiss.
Duvall.	Kayton.
Elliott.	Kennedy.
Engelhard.	Laird.
Farrar.	Lasseter.
Ferguson.	Lee.
Fisher.	Lockhart.
Forbes.	Long.
Ford.	McGregor.
Fuchs.	Magee.
Gilbert.	Mehl.

Metcalf.	Smith of Wood.
Moffett.	Sparkman.
Moore.	Stevenson.
Munson.	Steward.
Murphy.	Strong.
Olsen.	Tarwater.
Petsch.	Towery.
Ramsey.	Turner.
Ratliff.	Van Zandt.
Ray.	Vaughan.
Reader.	Wagstaff.
Richardson.	Walker.
Rountree.	Warwick.
Sanders.	Weinert.
Satterwhite.	West of Cameron.
Scott.	Westbrook.
Sherrill.	Wiggs.
Smith of Bastrop.	Young.

Nays—1.

Terrell of Cherokee.

Present—Not Voting.

Farmer.

Absent.

Adamson.	Leonard.
Adkins.	McCombs.
Akin.	McDougald.
Barron.	McGill.
Carpenter.	Martin.
Cox of Lamar.	Nicholson.
Cunningham.	O'Quinn.
Daniel.	Patterson.
Dunlap.	Pope.
Dwyer.	Rogers.
Finn.	Stephens.
Harrison	Sullivant.
of Waller.	Terrell
Hefley.	of Val Verde.
Jackson.	West of Coryell.
Jones of Shelby.	Wyatt.
Lemens.	

Absent—Excused.

Adams of Harris.	Lilley.
Bounds.	Mathis.
Boyd.	Morse.
Coombes.	Savage.
Grogan.	Shelton.
Keller.	

**HOUSE BILL NO. 22 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage, H. B. No. 22, A bill to be entitled "An Act providing for a closed season in Glasscock county upon quail, doves and pheasants, for a period of three (3) years, and declaring an emergency."

The bill was read third time.

Mr. Bond offered the following amendment to the bill:

Amend House bill No. 22 by adding thereto so as to include "Kaufman county."

The amendment was adopted.

House bill No. 22 was then passed by the following vote:

Yeas—102.

Mr. Speaker.	Johnson
Adams of Jasper.	of Dallam.
Albritton.	Johnson
Alsup.	of Dimmit.
Anderson.	Jones of Shelby.
Baker.	Jones of Atascosa.
Bedford.	Justiss.
Bond.	Kayton.
Bradley.	Kennedy.
Brice.	Laird.
Brooks.	Lasseter.
Bryant.	Lee.
Burns of Walker.	Lockhart.
Burns	Long.
of McCulloch.	McGregor.
Caven.	Magee.
Claunch.	Mehl.
Coltrin.	Metcalf.
Cox of Limestone.	Moffett.
Dale.	Moore.
Davis.	Munson.
Dodd.	Murphy.
Donnell.	Olsen.
Dowell.	Petsch.
Dunlap.	Ramsey.
Duvall.	Ratliff.
Elliott.	Ray.
Engelhard.	Reader.
Farrar.	Richardson.
Ferguson.	Rountree.
Fisher.	Sanders.
Forbes.	Satterwhite.
Ford.	Scott.
Fuchs.	Sherrill.
Gilbert.	Smith of Bastrop.
Giles.	Smith of Wood.
Graves.	Sparkman.
Greathouse.	Stevenson.
Hanson.	Steward.
Hardy.	Strong.
Harman.	Tarwater.
Harrison	Towery.
of El Paso.	Turner.
Herzik.	Van Zandt.
Hill.	Vaughan.
Hines.	Wagstaff.
Holder.	Walker.
Holland.	Warwick.
Holloway.	Weinert.
Hoskins.	West of Cameron.
Howsley.	Westbrook.
Hubbard.	Wiggs.
Hughes.	Young.

Nays—1.

Terrell of Cherokee.

## Present—Not Voting.

Farmer.	Goodman.
Absent.	
Adamson.	Leonard.
Adkins.	McCombs.
Akin.	McDougald.
Barron.	McGill.
Beck.	Martin.
Carpenter.	Nicholson.
Cox of Lamar.	O'Quinn.
Cunningham.	Patterson.
Daniel.	Pope.
Dwyer.	Rogers.
Finn.	Stephens.
Harrison	Sullivant.
of Waller.	Terrell
Hefley.	of Val Verde.
Jackson.	West of Coryell.
Lemens.	Wyatt.

## Absent—Excused.

Adams of Harris.	Lilley.
Bounds.	Mathis.
Boyd.	Morse.
Coombes.	Savage.
Grogan.	Shelton.
Keller.	

## HOUSE BILL NO. 28 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 28, A bill to be entitled "An Act to repeal Chapter 80 of the General and Special Laws of the State of Texas, enacted in 1931, and declaring an emergency."

The bill was read third time and was passed by the following vote:

## Yeas—108.

Mr. Speaker.	Claunch.
Adams of Jasper.	Coltrin.
Adkins.	Cox of Limestone.
Akin.	Dale.
Albritton.	Daniel.
Alsup.	Davis.
Anderson.	Dodd.
Beck.	Donnell.
Bedford.	Dowell.
Bond.	Dunlap.
Boyd.	Duvall.
Bradley.	Elliott.
Brice.	Engelhard.
Brooks.	Farmer.
Bryant.	Farrar.
Burns of Walker.	Ferguson.
Burns	Fisher.
of McCulloch.	Forbes.
Caven.	Ford.

Fuchs.	Moffett.
Gilbert.	Moore.
Giles.	Munson.
Graves.	Murphy.
Greathouse.	Nicholson.
Hanson.	Olsen.
Hardy.	Patterson.
Harman.	Petsch.
Harrison	Ramsey.
of El Paso.	Ratliff.
Herzik.	Ray.
Hill.	Reader.
Hines.	Richardson.
Holder.	Rountree.
Holland.	Sanders.
Holloway.	Satterwhite.
Hoskins.	Scott.
Howsley.	Sherrill.
Hubbard.	Smith of Bastrop.
Hughes.	Smith of Wood.
Johnson	Sparkman.
of Dallam.	Stevenson.
Johnson	Steward.
of Dimmit.	Strong.
Jones of Shelby.	Tarwater.
Jones of Atascosa.	Towery.
Justiss.	Turner.
Kayton.	Van Zandt.
Laird.	Vaughan.
Lasseter.	Wagstaff.
Lee.	Walker.
Lockhart.	Warwick.
Long.	Weinert.
McGregor.	West of Cameron.
Magee.	Westbrook.
Mehl.	Wiggs.
Metcalf.	Young.

## Present—Not Voting.

Goodman.	Kennedy.
----------	----------

## Absent.

Adamson.	McDougald.
Baker.	McGill.
Barron.	Martin.
Carpenter.	O'Quinn.
Cox of Lamar.	Pope.
Cunningham.	Rogers.
Dwyer.	Stephens.
Finn.	Sullivant.
Harrison	Terrell
of Waller.	of Cherokee.
Hefley.	Terrell
Jackson.	of Val Verde.
Lemens.	West of Coryell.
Leonard.	Wyatt.
McCombs.	

## Absent—Excused.

Adams of Harris.	Lilley.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.
Keller.	Shelton.

**HOUSE BILL NO. 34 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 34, A bill to be entitled "An Act repealing Senate bill No. 56, Chapter 78, page 242, of the General and Special Laws passed at the Fifth Called Session of the Forty-first Legislature of the State of Texas, 1930."

The bill was read third time.

Mr. Jones of Atascosa offered the following amendment to the bill:

Amend House bill No. 34 by inserting in the proper place in the caption, the emergency clause.

The amendment was adopted.

House bill No. 34 was then passed by the following vote:

Yeas—104.

- |                   |                    |
|-------------------|--------------------|
| Mr. Speaker.      | Hardy.             |
| Adams of Jasper.  | Harman.            |
| Adkins.           | Harrison           |
| Akin.             | of El Paso.        |
| Albritton.        | Herzik.            |
| Alsup.            | Hill.              |
| Anderson.         | Hines.             |
| Baker.            | Holland.           |
| Beck.             | Holloway.          |
| Bedford.          | Hoskins.           |
| Bond.             | Howsley.           |
| Boyd.             | Hubbard.           |
| Bradley.          | Hughes.            |
| Brice.            | Johnson            |
| Brooks.           | of Dallam.         |
| Bryant.           | Johnson            |
| Burns of Walker.  | of Dimmit.         |
| Burns             | Jones of Shelby.   |
| of McCulloch.     | Jones of Atascosa. |
| Caven.            | Justiss.           |
| Claunch.          | Kayton.            |
| Coltrin.          | Kennedy.           |
| Cox of Limestone. | Laird.             |
| Dale.             | Lasseter.          |
| Daniel.           | Lee.               |
| Davis.            | Lockhart.          |
| Dodd.             | Long.              |
| Donnell.          | McGregor.          |
| Dowell.           | Magee.             |
| Duvall.           | Mehl.              |
| Elliott.          | Metcalfe.          |
| Engelhard.        | Moffett.           |
| Farmer.           | Moore.             |
| Farrar.           | Munson.            |
| Fisher.           | Murphy.            |
| Forbes.           | Nicholson.         |
| Ford.             | Olsen.             |
| Fuchs.            | Patterson.         |
| Gilbert.          | Petsch.            |
| Giles.            | Ramsey.            |
| Graves.           | Ratliff.           |
| Greathouse.       | Ray.               |
| Hanson.           | Richardson.        |

- |                   |                  |
|-------------------|------------------|
| Sanders.          | Towery.          |
| Satterwhite.      | Turner.          |
| Scott.            | Van Zandt.       |
| Sherrill.         | Vaughan.         |
| Smith of Bastrop. | Wagstaff.        |
| Smith of Wood.    | Walker.          |
| Sparkman.         | Warwick.         |
| Stevenson.        | Weinert.         |
| Steward.          | West of Cameron. |
| Strong.           | Westbrook.       |
| Tarwater.         | Young.           |

Present—Not Voting.

Goodman.

Absent.

- |               |                  |
|---------------|------------------|
| Adamson.      | McDougald.       |
| Barron.       | McGill.          |
| Carpenter.    | Martin.          |
| Cox of Lamar. | O'Quinn.         |
| Cunningham.   | Pope.            |
| Dunlap.       | Reader.          |
| Dwyer.        | Rogers.          |
| Ferguson.     | Rountree.        |
| Finn.         | Stephens.        |
| Harrison      | Sullivant.       |
| of Waller.    | Terrell          |
| Hefley.       | of Cherokee.     |
| Holder.       | Terrell          |
| Jackson.      | of Val Verde.    |
| Lemens.       | West of Coryell. |
| Leonard.      | Wiggs.           |
| McCombs.      | Wyatt.           |

Absent—Excused.

- |                  |          |
|------------------|----------|
| Adams of Harris. | Lilley.  |
| Bounds.          | Mathis.  |
| Coombes.         | Morse.   |
| Grogan.          | Savage.  |
| Keller.          | Shelton. |

**HOUSE BILL NO. 29 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 29, A bill to be entitled "An Act making it lawful to hunt wild deer with one dog in the counties of San Jacinto, Polk and Trinity, Texas, during the open season of each year for a period of five (5) years, and declaring an emergency."

The bill was read third time.

Mr. Burns of Walker offered the following amendments to the bill:

(1)

Amend Section 1, House bill No. 29, after the word "wild" by adding "buck."

(2)

Amend caption, House bill No. 29, after word "hunt," by adding "wounded," and after the word "wild" add "buck."

The amendments were severally adopted.

Mr. Laird offered the following amendment to the bill:

Amend House bill No. 29, Section 1, by adding the words "Angelina and Tyler counties" after the word "Trinity" in said section. Amend caption to conform.

The amendment was adopted.

House bill No. 29 was then passed by the following vote:

**Yeas—101.**

Mr. Speaker.	Howsley.
Adams of Jasper.	Hubbard.
Adamson.	Hughes.
Adkins.	Johnson of Dallam.
Akin.	Johnson
Albritton.	of Dimmit.
Alsop.	Jones of Shelby.
Anderson.	Jones of Atascosa.
Baker.	Justiss.
Beck.	Kayton.
Bedford.	Kennedy.
Bond.	Laird.
Boyd.	Lasseter.
Bradley.	Lee.
Brice.	Lockhart.
Brooks.	McGregor.
Bryant.	Magee.
Burns of Walker.	Mehl.
Burns	Metcalfe.
of McCulloch.	Moffett.
Claunch.	Moore.
Coltrin.	Munson.
Cox of Limestone.	Murphy.
Daniel.	Nicholson.
Davis.	Olsen.
Dodd.	Patterson.
Donnell.	Petsch.
Dowell.	Ramsey.
Dunlap.	Ratliff.
Duvall.	Ray.
Elliott.	Richardson.
Engelhard.	Sanders.
Farrar.	Satterwhite.
Fisher.	Scott.
Forbes.	Sherrill.
Ford.	Smith of Wood.
Fuchs.	Sparkman.
Gilbert.	Stevenson.
Giles.	Steward.
Graves.	Strong.
Greathouse.	Tarwater.
Hanson.	Towery.
Hardy.	Turner.
Harman.	Van Zandt.
Harrison	Vaughan.
of El Paso.	Wagstaff.
Herzik.	Walker.
Hill.	Warwick.
Hines.	Weinert.
Holder.	West of Cameron.
Holland.	Westbrook.
Holloway.	Young.

**Present—Not Voting.**

Farmer.

Goodman.

**Absent.**

Barron.	McDougald.
Carpenter.	McGill.
Caven.	Martin.
Cox of Lamar.	O'Quinn.
Cunningham.	Pope.
Dale.	Reader.
Dwyer.	Rogers.
Ferguson.	Rountree.
Finn.	Smith of Bastrop.
Harrison	Stephens.
of Waller.	Sullivant.
Hefley.	Terrell
Hoskins.	of Cherokee.
Jackson.	Terrell
Lemens.	of Val Verde.
Leonard.	West of Coryell.
Long.	Wiggs.
McCombs.	Wyatt.

**Absent—Excused.**

Adams of Harris.	Lilley.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.
Keller.	Shelton.

**HOUSE BILL NO. 26 ON THIRD READING.**

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 26, A bill to be entitled "An Act to prohibit the use of steel traps or any other mechanical device for the taking of fur-bearing animals in this State; providing a penalty, and declaring an emergency."

The bill was read third time.

Mr. Sanders offered the following amendments to the bill:

**(1)**

Amend caption House bill No. 26 by adding after "fur-bearing animals" the words "in certain counties."

**(2)**

Amend House bill No. 26, Section 1, by adding "Young county," and amend the caption to conform.

The amendments were severally adopted.

House bill No. 26 was then passed by the following vote:

**Yeas—100.**

Mr. Speaker.	Alsop.
Adams of Jasper.	Anderson.
Adamson.	Baker.
Akin.	Beck.
Albritton.	Bedford.

Bond.	Johnson
Boyd.	of Dimmit.
Bradley.	Jones of Shelby.
Brice.	Jones of Atascosa.
Brooks.	Justiss.
Bryant.	Kayton.
Burns of Walker.	Laird.
Burns	Lasseter.
of McCulloch.	Lee.
Carpenter.	Lockhart.
Caven.	Long.
Claunch.	McGregor.
Coltrin.	Magee.
Cox of Limestone.	Mehl.
Cunningham.	Metcalfe.
Dale.	Moore.
Daniel.	Munson.
Davis.	Murphy.
Dodd.	Nicholson.
Donnell.	Patterson.
Dowell.	Petsch.
Duvall.	Ramsey.
Engelhard.	Ratliff.
Farrar.	Ray.
Ferguson.	Reader.
Fisher.	Sanders.
Ford.	Satterwhite.
Fuchs.	Scott.
Gilbert.	Shelton.
Giles.	Sherrill.
Graves.	Smith of Wood.
Greathouse.	Sparkman.
Hanson.	Stevenson.
Hardy.	Steward.
Harman.	Strong.
Harrison	Tarwater.
of El Paso.	Towery.
Hill.	Turner.
Hines.	Van Zandt.
Holder.	Vaughan.
Holland.	Wagstaff.
Holloway.	Walker.
Hoskins.	Warwick.
Hubbard.	Weinert.
Hughes.	West of Cameron.
Johnson	Westbrook.
of Dallam.	Wiggs.
	Young.

Nays—7.

Adkins.	Kennedy.
Elliott.	Olsen.
Forbes.	Terrell
Howsley.	of Cherokee.

Present—Not Voting.

Farmer.	Moffett.
Goodman.	Richardson.
Herzik.	

Absent.

Barron.	Harrison
Cox of Lamar.	of Waller.
Dunlap.	Hefley.
Dwyer.	Jackson.
Finn.	Lemens.

Leonard.	Rountree.
McCombs.	Smith of Bastrop.
McDougald.	Stephens.
McGill.	Sullivant.
Martin.	Terrell
O'Quinn.	of Val Verde.
Pope.	West of Coryell.
Rogers.	Wyatt.

Absent—Excused.

Adams of Harris.	Lilley.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.
Keller.	

REASON FOR VOTE.

I vote "no" on this bill and all others not submitted by the Governor.

TERRELL of Cherokee.

HOUSE BILL NO. 45 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 45, A bill to be entitled "An Act providing for an open season on squirrels in Polk and Trinity counties; providing penalty, and declaring an emergency."

The bill was read second time.

Mr. Sanders offered the following amendment to the bill:

Amend House bill No. 45. Section 1, by adding "Nacogdoches, Shelby and Kaufman." And amend the caption to conform.

The amendment was adopted,

House bill No. 45 was then passed to engrossment.

HOUSE BILL NO. 45 ON THIRD READING.

Mr. Sanders moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 45 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—108.

Mr. Speaker.	Baker.
Adams of Jasper.	Beck.
Adamson.	Bedford.
Adkins.	Bond.
Akin.	Boyd.
Albritton.	Bradley.
Alsop.	Brice.
Anderson.	Brooks.

Bryant.	Kayton.
Burns of Walker.	Kennedy.
Burns	Laird.
of McCulloch.	Lee.
Carpenter.	Lockhart.
Caven.	Long.
Claunch.	McCombs.
Coltrin.	Magee.
Cox of Limestone.	Mehl.
Dale.	Metcalf.
Daniel.	Moffett.
Davis.	Moore.
Dodd.	Munson.
Donnell.	Murphy.
Dowell.	Nicholson.
Dunlap.	Olsen.
Elliott.	Patterson.
Engelhard.	Petsch.
Ferguson.	Ramsey.
Fisher.	Ratliff.
Forbes.	Ray.
Ford.	Richardson.
Fuchs.	Rountree.
Gilbert.	Sanders.
Giles.	Satterwhite.
Graves.	Scott.
Greathouse.	Shelton.
Hanson.	Sherrill.
Hardy.	Smith of Bastrop.
Harman.	Smith of Wood.
Harrison	Sparkman.
of El Paso.	Stevenson.
Herzik.	Steward.
Hill.	Strong.
Hines.	Tarwater.
Holder.	Terrell
Holland.	of Val Verde.
Holloway.	Towery.
Hoskins.	Turner.
Howsley.	Van Zandt.
Hubbard.	Vaughan.
Hughes.	Wagstaff.
Johnson	Walker.
of Dallam.	Warwick.
Johnson	Weinert.
of Dimmit.	Westbrook.
Jones of Shelby.	Wiggs.
Jones of Atascosa.	Young.
Justiss.	

Nays—1.

Farrar.  
Present—Not Voting.

Farmer. Goodman.

Absent.

Barron.	Lasseter.
Cox of Lamar.	Lemens.
Cunningham.	Leonard.
Duvall.	McDougald.
Dwyer.	McGill.
Finn.	McGregor.
Harrison	Martin.
of Waller.	O'Quinn.
Hefley.	Pope.
Jackson.	Reader.

Rogers.	West of Coryell.
Stephens.	West of Cameron.
Sullivant.	Wyatt.
Terrell of Cherokee.	

Absent—Excused.

Adams of Harris.	Lilley.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.
Keller.	

The Speaker then laid House bill No. 45 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Harrison
Adams of Jasper.	of El Paso.
Adamson.	Herzik.
Adkins.	Hines.
Akin.	Holder.
Albritton.	Holland.
Alsup.	Holloway.
Anderson.	Hoskins.
Baker.	Howsley.
Beck.	Hubbard.
Bedford.	Hughes.
Bond.	Johnson
Boyd.	of Dallam.
Bradley.	Johnson
Brice.	of Dimmit.
Brooks.	Jones of Shelby.
Bryant.	Jones of Atascosa.
Burns	Kayton.
of McCulloch.	Kennedy.
Carpenter.	Lee.
Caven.	Lilley.
Claunch.	Lockhart.
Coltrin.	Long.
Cox of Limestone.	McCombs.
Dale.	Magee.
Daniel.	Mehl.
Davis.	Metcalf.
Dodd.	Moffett.
Donnell.	Moore.
Dowell.	Munson.
Dunlap.	Murphy.
Elliott.	Nicholson.
Engelhard.	Patterson.
Ferguson.	Petsch.
Fisher.	Ramsey.
Forbes.	Ratliff.
Ford.	Ray.
Fuchs.	Rountree.
Gilbert.	Sanders.
Giles.	Satterwhite.
Graves.	Scott.
Greathouse.	Shelton.
Hanson.	Sherrill.
Hardy.	Smith of Bastrop.
Harman.	Sparkman.

Stevenson.	Vaughan.
Steward.	Wagstaff.
Strong.	Walker.
Tarwater.	Warwick.
Terrell	Weinert.
of Val Verde.	Westbrook.
Towery.	Wiggs.
Turner.	Young.
Van Zandt.	

Nays—1.

Farrar. Present—Not Voting.

Farmer. Goodman.

Absent.

Barron.	McGill.
Burns of Walker.	McGregor.
Cox of Lamar.	Martin.
Cunningham.	Olsen.
Duvall.	O'Quinn.
Dwyer.	Pope.
Finn.	Reader.
Harrison	Richardson.
of Waller.	Rogers.
Hefley.	Smith of Wood.
Hill.	Stephens.
Jackson.	Sullivant.
Justiss.	Terrell
Laird.	of Cherokee.
Lasseter.	West of Coryell.
Lemens.	West of Cameron.
Leonard.	Wyatt.
McDougald.	

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

HOUSE BILL NO. 35 ON THIRD READING.

Mr. Sanders moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 35 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—106.

Mr. Speaker.	Boyd.
Adams of Jasper.	Bradley.
Adamson.	Brice.
Adkins.	Bryant.
Akin.	Burns of Walker.
Albritton.	Burns
Alsop.	of McCulloch.
Anderson.	Carpenter.
Baker.	Caven.
Beck.	Claunch.
Bedford.	Coltrin.
Bond.	Cox of Limestone.

Dale.	Lockhart.
Daniel.	McCombs.
Davis.	Magee.
Dodd.	Mehl.
Donnell.	Metcalf.
Dowell.	Moffett.
Dunlap.	Moore.
Duvall.	Munson.
Elliott.	Murphy.
Engelhard.	Nicholson.
Farrar.	Patterson.
Ferguson.	Petsch.
Fisher.	Ramsey.
Forbes.	Ratliff.
Ford.	Ray.
Fuchs.	Richardson.
Gilbert.	Rountree.
Giles.	Sanders.
Graves.	Satterwhite.
Greathouse.	Scott.
Hardy.	Shelton.
Harman.	Sherrill.
Harrison	Smith of Bastrop.
of El Paso.	Smith of Wood.
Herzik.	Sparkman.
Hines.	Stevenson.
Holder.	Steward.
Holland.	Strong.
Holloway.	Tarwater.
Hoskins.	Terrell
Howsley.	of Val Verde.
Hubbard.	Towery.
Hughes.	Turner.
Johnson	Van Zandt.
of Dallam.	Vaughan.
Johnson	Wagstaff.
of Dimmit.	Walker.
Jones of Shelby.	Warwick.
Jones of Atascosa.	Weinert.
Justiss.	West of Cameron.
Kayton.	Westbrook.
Laird.	Wiggs.
Lee.	Young.
Lilley.	

Nays—1.

Kennedy.

Present—Not Voting.

Farmer. Goodman.

Absent.

Barron.	Long.
Brooks.	McDougald.
Cox of Lamar.	McGill.
Cunningham.	McGregor.
Dwyer.	Martin.
Finn.	Olsen.
Hanson.	O'Quinn.
Harrison	Pope.
of Waller.	Reader.
Hefley.	Rogers.
Hill.	Stephens.
Jackson.	Sullivant.
Lasseter.	Terrell
Lemens.	of Cherokee.
Leonard.	

West of Coryell. Wyatt.  
Absent—Excused.

Adams of Harris. Keller.  
Bounds. Mathis.  
Coombes. Morse.  
Grogan. Savage.

The Speaker then laid House bill No. 35 before the House on its third reading and final passage.

The bill was read third time.

Mr. Sanders offered the following amendment to the bill:

Amend House bill No. 35 by adding "Rusk and Jefferson counties."

The amendment was adopted.

House bill No. 35 was then passed by the following vote:

Yeas—108.

Mr. Speaker.	Hardy.
Adams of Jasper.	Harman.
Adamson.	Harrison
Adkins.	of El Paso.
Akin.	Herzik.
Albritton.	Hines.
Alsup.	Holder.
Anderson.	Holland.
Baker.	Holloway.
Beck.	Hoskins.
Bedford.	Howsley.
Bond.	Hubbard.
Boyd.	Hughes.
Bradley.	Johnson
Brice.	of Dallam.
Brooks.	Johnson
Bryant.	of Dimmit.
Burns of Walker.	Jones of Shelby.
Burns	Jones of Atascosa.
of McCulloch.	Justiss.
Carpenter.	Kayton.
Caven.	Kennedy.
Claunch.	Laird.
Coltrin.	Lee.
Cox of Limestone.	Lilley.
Dale.	Lockhart.
Daniel.	Long.
Davis.	McCombs.
Dodd.	McGregor.
Donnell.	Magee.
Dowell.	Mehl.
Elliott.	Metcalf.
Engelhard.	Moffett.
Farrar.	Moore.
Ferguson.	Munson.
Fisher.	Murphy.
Forbes.	Nicholson.
Ford.	Patterson.
Fuchs.	Petsch.
Gilbert.	Ramsey.
Giles.	Ratliff.
Graves.	Ray.
Greathouse.	Richardson.
Hanson.	Rountree.

Sanders.	Towery.
Satterwhite.	Turner.
Scott.	Van Zandt.
Shelton.	Vaughan.
Sherrill.	Wagstaff.
Smith of Bastrop.	Walker.
Smith of Wood.	Warwick.
Stevenson.	Weinert.
Steward.	West of Cameron.
Strong.	Westbrook.
Tarwater.	Wiggs.
Terrell	Young.
of Val Verde.	

Present—Not Voting.

Farmer.	Goodman.
---------	----------

Absent.

Barron.	McDougald.
Cox of Lamar.	McGill.
Cunningham.	Martin.
Dunlap.	Olsen.
Duvall.	O'Quinn.
Dwyer.	Pope.
Finn.	Reader.
Harrison	Rogers.
of Waller.	Sparkman.
Hefley.	Stephens.
Hill.	Sullivant.
Jackson.	Terrell
Lasseter.	of Cherokee.
Lemens.	West of Coryell.
Leonard.	Wyatt.

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

#### HOUSE BILL NO. 38 ON THIRD READING.

Mr. Adams of Jasper moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 38 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker.	Boyd.
Adams of Jasper.	Bradley.
Adamson.	Brice.
Adkins.	Brooks.
Akin.	Bryant.
Albritton.	Burns of Walker.
Alsup.	Burns
Anderson.	of McCulloch.
Baker.	Carpenter.
Beck.	Caven.
Bedford.	Claunch.

Coltrin.	Lilley.
Cox of Limestone.	Lockhart.
Dale.	Long.
Daniel.	McCombs.
Davis.	Magee.
Dodd.	Mehl.
Donnell.	Metcalfe.
Dowell.	Moffett.
Elliott.	Moore.
Engelhard.	Munson.
Farrar.	Murphy.
Ferguson.	Nicholson.
Fisher.	Patterson.
Forbes.	Petsch.
Ford.	Ramsey.
Fuchs.	Ratliff.
Gilbert.	Ray.
Giles.	Richardson.
Graves.	Rountree.
Greathouse.	Sanders.
Hanson.	Satterwhite.
Hardy.	Scott.
Harman.	Shelton.
Harrison	Sherrill.
of El Paso.	Smith of Bastrop.
Herzik.	Sparkman.
Hines.	Stevenson.
Holder.	Steward.
Holland.	Strong.
Holloway.	Tarwater.
Hoskins.	Terrell
Howsley.	of Val Verde.
Hubbard.	Towery.
Hughes.	Turner.
Johnson	Van Zandt.
of Dallam.	Vaughan.
Johnson	Wagstaff.
of Dimmit.	Walker.
Jones of Shelby.	Warwick.
Jones of Atascosa.	Weinert.
Kayton.	West of Cameron.
Kennedy.	Westbrook.
Laird.	Wiggs.
Lee.	Young.

## Present—Not Voting.

Farmer.	Goodman.
---------	----------

## Absent.

Barron.	McDougald.
Bond.	McGill.
Cox of Lamar.	McGregor.
Cunningham.	Martin.
Dunlap.	Olsen.
Duval.	O'Quinn.
Dwyer.	Pope.
Finn.	Reader.
Harrison	Rogers.
of Waller.	Smith of Wood.
Hefley.	Stephens.
Hill.	Sullivant.
Jackson.	Terrell
Justiss.	of Cherokee.
Lasseter.	West of Coryell.
Lemens.	Wyatt.
Leonard.	

## Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

The Speaker then laid House bill No. 38 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—106.

Mr. Speaker.	Howsley.
Adams of Jasper.	Hubbard.
Adamson.	Hughes.
Adkins.	Johnson
Akin.	of Dallam.
Albritton.	Johnson
Alsup.	of Dimmit.
Anderson.	Jones of Shelby.
Baker.	Jones of Atascosa.
Beck.	Justiss.
Bedford.	Kayton.
Bond.	Kennedy.
Boyd.	Laird.
Bradley.	Lee.
Brice.	Lilley.
Brooks.	Lockhart.
Bryant.	Long.
Burns of Walker.	McCombs.
Burns	McGregor.
of McCulloch.	Magee.
Carpenter.	Mehl.
Caven.	Metcalfe.
Claunch.	Moffett.
Coltrin.	Moore.
Cox of Limestone.	Munson.
Dale.	Murphy.
Daniel.	Nicholson.
Davis.	Patterson.
Dodd.	Petsch.
Donnell.	Ramsey.
Dowell.	Ratliff.
Elliott.	Ray.
Engelhard.	Richardson.
Farrar.	Rountree.
Ferguson.	Sanders.
Fisher.	Satterwhite.
Forbes.	Scott.
Ford.	Shelton.
Fuchs.	Sherrill.
Gilbert.	Smith of Wood.
Giles.	Sparkman.
Graves.	Stevenson.
Greathouse.	Steward.
Hanson.	Strong.
Hardy.	Tarwater.
Harman.	Terrell
Herzik.	of Val Verde.
Hill.	Towery.
Hines.	Turner.
Holder.	Van Zandt.
Holloway.	Vaughan.
Hoskins.	Wagstaff.

Walker. Westbrook.  
Warwick. Wiggs.  
West of Cameron. Young.

## Present—Not Voting.

Farmer. Goodman.

## Absent.

Barron. McDougald.  
Cox of Lamar. McGill.  
Cunningham. Martin.  
Dunlap. Olsen.  
Duvall. O'Quinn.  
Dwyer. Pope.  
Finn. Reader.  
Harrison. Rogers.  
of El Paso. Smith of Bastrop.  
Harrison. Stephens.  
of Waller. Sullivant.  
Hefley. Terrell  
Holland. of Cherokee.  
Jackson. Weinert.  
Lasseter. West of Coryell.  
Lemens. Wyatt.  
Leonard.

## Absent—Excused.

Adams of Harris. Keller.  
Bounds. Mathis.  
Coombes. Morse.  
Grogan. Savage.

HOUSE BILL NO. 39 ON THIRD  
READING.

Mr. Adams of Jasper moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 39 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—105.

Mr. Speaker. Claunch.  
Adams of Jasper. Coltrin.  
Adamson. Cox of Limestone.  
Akin. Dale.  
Albritton. Daniel.  
Alsup. Davis.  
Anderson. Dodd.  
Baker. Donnell.  
Beck. Dunlap.  
Bedford. Elliott.  
Bond. Engelhard.  
Boyd. Farrar.  
Bradley. Ferguson.  
Brice. Fisher.  
Bryant. Forbes.  
Burns of Walker. Ford.  
Burns. Fuchs.  
of McCulloch. Gilbert.  
Carpenter. Giles.  
Caven. Graves.

Greathouse. Murphy.  
Hanson. Nicholson.  
Hardy. Olsen.  
Harman. Patterson.  
Harrison. Petsch.  
of El Paso. Ramsey.  
Herzik. Ratliff.  
Hill. Ray.  
Hines. Richardson.  
Holder. Rountree.  
Holloway. Sanders.  
Hoskins. Satterwhite.  
Howsley. Scott.  
Hubbard. Shelton.  
Hughes. Sherrill.  
Johnson. Smith of Bastrop.  
of Dallam. Smith of Wood.  
Johnson. Sparkman.  
of Dimmit. Stevenson.  
Jones of Shelby. Steward.  
Jones of Atascosa. Strong.  
Kayton. Tarwater.  
Kennedy. Terrell  
Laird. of Val Verde.  
Lee. Towery.  
Lilley. Turner.  
Lockhart. Van Zandt.  
Long. Vaughan.  
McCombs. Wagstaff.  
McGregor. Walker.  
Magee. Weinert.  
Mehl. West of Cameron.  
Metcalf. Westbrook.  
Moore. Wiggs.  
Munson. Young.

## Present—Not Voting.

Farmer.

## Absent.

Adkins. Lemens.  
Barron. Leonard.  
Brooks. McDougald.  
Cox of Lamar. McGill.  
Cunningham. Martin.  
Dowell. Moffett.  
Duvall. O'Quinn.  
Dwyer. Pope.  
Finn. Reader.  
Goodman. Rogers.  
Harrison. Stephens.  
of Waller. Sullivant.  
Hefley. Terrell  
Holland. of Cherokee.  
Jackson. Warwick.  
Justiss. West of Coryell.  
Lasseter. Wyatt.

## Absent—Excused.

Adams of Harris. Keller.  
Bounds. Mathis.  
Coombes. Morse.  
Grogan. Savage.

The Speaker then laid House bill No. 39 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	Johnson
Adams of Jasper.	of Dallam.
Adamson.	Johnson
Akin.	of Dimmit.
Albritton.	Jones of Shelby.
Alsop.	Jones of Atascosa.
Anderson.	Kayton.
Baker.	Kennedy.
Beck.	Laird.
Bedford.	Lee.
Bond.	Lilley.
Boyd.	Lockhart.
Bradley.	McCombs.
Brice.	Magee.
Brooks.	Mehl.
Bryant.	Metcalfe.
Burns of Walker.	Moffett.
Burns	Moore.
of McCulloch.	Munson.
Carpenter.	Murphy.
Caven.	Nicholson.
Claunch.	Olsen.
Coltrin.	Patterson.
Cox of Limestone.	Petsch.
Dale.	Ramsey.
Daniel.	Ratliff.
Davis.	Ray.
Dodd.	Richardson.
Donnell.	Rountree.
Elliott.	Sanders.
Engelhard.	Satterwhite.
Farrar.	Scott.
Ferguson.	Shelton.
Fisher.	Sherrill.
Forbes.	Smith of Bastrop.
Ford.	Smith of Wood.
Fuchs.	Sparkman.
Gilbert.	Stevenson.
Giles.	Steward.
Greathouse.	Strong.
Hanson.	Tarwater.
Hardy.	Terrell
Harman.	of Val Verde.
Herzik.	Towery.
Hill.	Turner.
Hines.	Van Zandt.
Holder.	Vaughan.
Holland.	Wagstaff.
Holloway.	Walker.
Hoskins.	Weinert.
Howsley.	West of Cameron.
Hubbard.	Westbrook.
Hughes.	Wiggs.
	Young.

Present—Not Voting.

Farmer. Goodman.

Absent.

Adkins.	Cunningham.
Barron.	Dowell.
Cox of Lamar.	Dunlap.

Duvall.	McDougald.
Dwyer.	McGill.
Finn.	McGregor.
Graves.	Martin.
Harrison	O'Quinn.
of El Paso.	Pope.
Harrison	Reader.
of Waller.	Rogers.
Hefley.	Stephens.
Jackson.	Sullivant.
Justiss.	Terrell
Lasseter.	of Cherokee.
Lemens.	Warwick.
Leonard.	West of Coryell.
Long.	Wyatt.

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed in the presence of the House after giving due notice thereof and its caption had been read, the following enrolled resolution:

S. C. R. No. 4, Relative to use of certain highway truck for relief work in Brazoria county.

MOTION TO PRINT CERTAIN RESOLUTIONS.

Mr. Duvall asked unanimous consent of the House that all resolutions which are now on the Speaker's desk be read at this time and that they then be printed in the Journal.

There was objection offered.

Mr. McGregor moved that all resolutions on the Speaker's desk be read and printed in the Journal, and that they be not printed in the Journal when introduced.

Mr. Finn moved, as a substitute motion, that all resolutions on the Speaker's desk be ordered printed in the Journal but not read at this time.

Mr. Van Zandt moved the previous question on the pending motion and the substitute, and the main question was ordered.

Question first recurring on the motion by Mr. Finn, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—61.

Mr. Speaker.	Albritton.
Adkins.	Beck.

Bedford.	Kennedy.
Bond.	Lee.
Boyd.	Lilley.
Bradley.	McCombs.
Brice.	McGill.
Burns of Walker.	Magee.
Carpenter.	Metcalfe.
Claunch.	Moffett.
Coltrin.	Munson.
Cox of Limestone.	Nicholson.
Dunlap.	Olsen.
Finn.	O'Quinn.
Forbes.	Petsch.
Ford.	Ratliff.
Giles.	Ray.
Goodman.	Sanders.
Harman.	Shelton.
Harrison	Sherrill.
of El Paso.	Smith of Wood.
Herzik.	Sparkman.
Hill.	Stephens.
Hines.	Stevenson.
Holder.	Steward.
Howsley.	Strong.
Hubbard.	Sullivant.
Hughes.	Wagstaff.
Johnson	Walker.
of Dimmit.	Weinert.
Jones of Shelby.	West of Cameron.
Justiss.	

## Nays—65.

Adams of Jasper.	Jones of Atascosa.
Adamson.	Kayton.
Akin.	Laird.
Alsop.	Lasseter.
Anderson.	Lockhart.
Baker.	Long.
Barron.	McGregor.
Brooks.	Mehl.
Bryant.	Moore.
Caven.	Murphy.
Cunningham.	Patterson.
Dale.	Ramsey.
Daniel.	Reader.
Davis.	Richardson.
Dodd.	Rogers.
Donnell.	Rountree.
Dowell.	Satterwhite.
Duvall.	Scott.
Elliott.	Smith
Engelhard.	of Bastrop.
Farmer.	Tarwater.
Ferguson.	Terrell
Fisher.	of Cherokee.
Fuchs.	Terrell
Gilbert.	of Val Verde.
Graves.	Towery.
Greathouse.	Van Zandt.
Hanson.	Vaughan.
Hardy.	Warwick.
Holland.	West of Coryell.
Holloway.	Westbrook.
Hoskins.	Wiggs.
Jackson.	Wyatt.
Johnson	Young.
of Dallam.	

## Absent.

Burns	Hefley.
of McCulloch.	Lemens.
Cox of Lamar.	Leonard.
Dwyer.	McDougald.
Farrar.	Martin.
Harrison	Pope.
of Waller.	Turner.

## Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

Question next recurring on the motion by Mr. McGregor, yeas and nays were demanded.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

## Yeas—78.

Adams of Jasper.	Holloway.
Adkins.	Hoskins.
Akin.	Howsley.
Albritton.	Johnson
Anderson.	of Dimmit.
Baker.	Jones of Shelby.
Barron.	Justiss.
Beck.	Kayton.
Bedford.	Laird.
Bond.	Lasseter.
Boyd.	Lockhart.
Bradley.	Long.
Brooks.	McGill.
Bryant.	McGregor.
Burns of Walker.	Mehl.
Cunningham.	Moore.
Dale.	Murphy.
Daniel.	Olsen.
Davis.	O'Quinn.
Dodd.	Patterson.
Donnell.	Ramsey.
Dunlap.	Ray.
Duvall.	Reader.
Elliott.	Richardson.
Engelhard.	Rogers.
Farmer.	Sanders.
Farrar.	Satterwhite.
Ferguson.	Scott.
Fisher.	Smith of Bastrop.
Fuchs.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stevenson.
Goodman.	Terrell
Greathouse.	of Cherokee.
Hanson.	Terrell
Hardy.	of Val Verde.
Harman.	Towery.
Harrison	West of Coryell.
of El Paso.	Westbrook.
Herzik.	Wiggs.
Hines.	Young.

Nays—46.

Adamson.	Lilley.
Alsup.	McCombs.
Brice.	Magee.
Carpenter.	Metcalfe.
Caven.	Moffett.
Claunch.	Munson.
Coltrin.	Nicholson.
Cox of Limestone.	Petsch.
Dowell.	Ratliff.
Finn.	Shelton.
Forbes.	Sherrill.
Ford.	Stephens.
Graves.	Steward.
Hill.	Strong.
Holder.	Sullivant.
Holland.	Tarwater.
Hubbard.	Van Zandt.
Hughes.	Vaughan.
Jackson.	Wagstaff.
Johnson.	Walker.
of Dallam.	Warwick.
Jones of Atascosa.	Weinert.
Kennedy.	Wyatt.
Lee.	

Absent.

Burns	Leonard.
of McCulloch.	McDougald.
Cox of Lamar.	Martin.
Dwyer.	Pope.
Harrison	Rountree.
of Waller.	Turner.
Hefley.	West of Cameron.
Lemens.	

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

HOUSE BILL NO. 2 ON SECOND READING.

Mr. Harman moved that the House Rule which provides that a printed bill shall be placed on a member's desk twenty-four hours before being considered by the House, be suspended at this time, for the purpose of considering House bill No. 2.

The motion prevailed by the following vote:

Yeas—110.

Adams of Jasper.	Bond.
Adamson.	Boyd.
Adkins.	Bradley.
Akin.	Brice.
Albritton.	Brooks.
Alsup.	Bryant.
Anderson.	Burns of Walker.
Baker.	Carpenter.
Barron.	Caven.
Bedford.	Claunch.

Coltrin.	Lilley.
Cox of Limestone.	Lockhart.
Dale.	Long.
Daniel.	McGill.
Davis.	Magee.
Dodd.	Metcalfe.
Donnell.	Moffett.
Elliott.	Moore.
Engelhard.	Munson.
Farmer.	Murphy.
Farrar.	Nicholson.
Ferguson.	O'Quinn.
Finn.	Patterson.
Fisher.	Petsch.
Forbes.	Ramsey.
Ford.	Ratliff.
Fuchs.	Ray.
Gilbert.	Reader.
Giles.	Richardson.
Goodman.	Rogers.
Graves.	Rountree.
Greathouse.	Satterwhite.
Hanson.	Scott.
Hardy.	Sherrill.
Harman.	Smith of Bastrop.
Harrison	Smith of Wood.
of El Paso.	Sparkman.
Herzik.	Stevenson.
Hines.	Steward.
Holder.	Strong.
Holland.	Sullivant.
Holloway.	Tarwater.
Hoskins.	Terrell of Cherokee.
Howsley.	Terrell
Hubbard.	of Val Verde.
Hughes.	Towery.
Jackson.	Turner.
Johnson	Van Zandt.
of Dallam.	Vaughan.
Johnson	Wagstaff.
of Dimmit.	Walker.
Jones of Shelby.	Warwick.
Jones of Atascosa.	Weinert.
Kayton.	West of Coryell.
Kennedy.	Wiggs.
Laird.	Wyatt.
Lee.	Young.

Nays—5.

Hill.	West of Cameron.
McCombs.	Westbrook.
Mehl.	

Absent.

Beck.	Justiss.
Burns	Lasseter.
of McCulloch.	Lemens.
Cox of Lamar.	Leonard.
Cunningham.	McDougald.
Dowell.	McGregor.
Dunlap.	Martin.
Duvall.	Olsen.
Dwyer.	Pope.
Harrison	Sanders.
of Waller.	Shelton.
Hefley.	Stephens.

## Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 2, A bill to be entitled "An Act providing for the allocation of the occupation taxes levied and collected under Chapter 88, Acts of the Second Called Session, Forty-first Legislature, and Chapter 98, Acts of the Regular Session, Forty-second Legislature; providing the manner of distribution; providing that such moneys that are transferred to the counties shall be taken into consideration in fixing the tax rate of such counties; making an appropriation of the sum of six million dollars or so much thereof as may be necessary out of the State Highway, etc."

The bill was read second time.

Question—Shall the bill be passed to engrossment?

## RECESS.

On motion of Mr. Hardy, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

## AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

COMMUNICATION FROM THE  
HON. HOMER DeWOLFE.

The following communication was ordered printed in the Journal:

Offices of the Attorney General,  
Austin, Texas, August 30, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives, Austin, Texas.

My Dear Mr. Minor: This is to advise you that on the twenty-ninth day of April, 1932, by letter to Governor Sterling, I resigned as a member of the Forty-second Legislature, from the One Hundred and Fourth Legislative District. This resignation to be effective as of the eleventh day of February, 1932.

I will thank you to see that the House Journals of the Third Called Session, Forty-second Legislature, correctly reflect this fact.

Sincerely yours,  
HOMER C. DeWOLFE.

RESOLUTION SIGNED BY THE  
SPEAKER.

The Speaker signed in the presence of the House after giving due notice thereof and its caption had been read, the following enrolled resolution:

S. C. R. No. 3, Requesting the Governor to submit the question of salaries of State and county officials to the Legislature.

HOUSE BILL NO. 2 ON PASSAGE  
TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 2, providing for the allocation of certain occupation taxes, on its passage to engrossment, the bill having heretofore been read second time.

Mr. Brooks offered the following (committee) amendment to the bill:

Amend House bill No. 2 by striking out all above and below the enacting clause and inserting in lieu thereof the following:

Whereas, The ownership and control of all designated State highways are vested in the State and the construction and maintenance of same are functions of the State; and

Whereas, The State, over a period of years, by legislative enactment, exercised such powers and functions through the several counties of the State as its agencies for said purposes and later resumed full and sole administrative control of and jurisdiction over the laying out, establishment, construction and maintenance of all public roads which were or might become a part of the system of designated State highways and vested in the State Highway Department such full and sole control and jurisdiction; and

Whereas, At all of such times an economic necessity existed for speedily developing and extending the system of designated State highways; and

Whereas, The State lacks sufficient funds to adequately prosecute said purpose, and the counties and defined road districts of the State, pursuant to authority of the Legislature, aided the State in the development, construction and maintenance of said system of State highways through the issuance of bonds and warrants and otherwise lending their credit for said State improvements, all for the use and benefit of the State, which

retained full administrative control of and jurisdiction over such roads and the State now desires to take over, acquire and/or purchase and retain all interest and equities of the various counties and defined road districts in and to such roads which constitute and comprise a part of the system of designated State highways; and to reimburse said counties and defined road districts therefor.

Be it enacted by the Legislature of the State of Texas:

Section 1. It is declared that all highways now or heretofore constituting a part of the system of State highways which have been constructed in whole or in part from the proceeds of bonds, warrants or other evidences of indebtedness issued by counties of the State of Texas or by defined road districts of the State of Texas under the laws authorizing the same, have been and are and will continue to be beneficial to the State of Texas at large and have contributed and will contribute substantially to the general welfare, settlement and development of the entire State and that by reason of the foregoing a heavy and undue burden was placed and still rests upon such counties and defined road districts and their inhabitants and both a legal and moral obligation rest upon the State to compensate and reimburse such counties and defined road districts which, as aforesaid, have performed functions resting upon the State, at their expense, for the use and benefit of the State.

It is further declared to be the policy of the State to take over, acquire and/or purchase and retain the interest and equities of the various counties and defined road districts in and to the roads constituting a part of the system of designated State highways and to reimburse said counties and districts therefor and to provide for the acquisition, establishment, construction, maintenance, extension and development of the system of designated State highways of Texas from some source of income other than the revenues derived from ad valorem taxes. And it is hereby determined that the further provisions of this act constitute fair, just and equitable compensation and reimbursement to said counties and defined road districts for their aid and assistance to the State in the construction of a system of State highways.

Sec. 2. By the expressions "defined road district" or "road district" or "district," used in this act, is meant any defined road district of the State or any justice precinct acting as a road district or any road district located in more than one county. By the expression "road" or "roads," as used in this act, is meant roads, roadbeds, bridges, and culverts; but same shall not be construed to include the cost of right of way of any road within the terms of this act.

Sec. 3. That Sections 3, 6, and 7 of Senate bill No. 74, Chapter 186 of the General Laws of the Regular Session of the Thirty-ninth Legislature, be and the same are hereby in all things repealed; but this shall in nowise affect the carrying out of any binding contracts now existing between the State Highway Department and the commissioners' court of any county, for such county, or for any defined road district.

Sec. 4. That Section 4 of Senate bill No. 74, Chapter 186, of the General Laws of the Regular Session of the Thirty-ninth Legislature, be and the same is hereby amended so as to hereafter read as follows:

All further improvement of said State highway system shall be made under the exclusive and direct control of the State Highway Department and with appropriations made by the Legislature out of the State Highway Fund. Surveys, plans and specifications and estimates for all further improvement of said system shall be made and prepared by the State Highway Department. No further improvement of said system shall be made with the aid of or with any moneys furnished by the counties, except the acquisition of rights of way which may be furnished by the county, their subdivisions or defined road districts. But this shall in nowise affect the carrying out of any binding contracts now existing between the State Highway Department and the commissioners' court of any county, for such county, or for any defined road district. In the development of the system of State highways and the maintenance thereof, the State Highway Commission shall, from funds available to the State Highway Department, provide:

(a) For the efficient maintenance of all highways comprising the State system.

(b) For the construction, in co-operation with the Federal government to the extent of Federal aid to the State, of highways of durable type of the greatest public necessity.

(c) For the construction of highways, perfecting and extending a correlated system of State highways, independently from State funds.

Sec. 5. That Section 5 of Senate bill No. 74, Chapter 186, of the General Laws of the Regular Session of the Thirty-ninth Legislature, be and the same is hereby amended so as to hereafter read as follows:

All moneys now or hereafter deposited in the State Treasury to the credit of the "State Highway Fund," including all Federal aid money deposited to the credit of said fund under the terms of the Federal Aid Highway Act, shall be subject to appropriation for the specific purpose of the improvement of said system of State highways by the State Highway Department.

Sec. 6. That Article 7065a, Section 17, Chapter 88, Acts of the Second Called Session of the Forty-first Legislature, as amended by the Acts of the Regular Session of the Forty-second Legislature, be and the same is hereby amended, by adding thereto new sections numbered 12 and 13, respectively.

Article 7065a, Section 12. The occupation or excise tax of four (4) cents on each gallon of gasoline herein imposed shall, from the effective date of this act, be allocated by the Comptroller of the State of Texas, and placed in the State Treasury, immediately upon the collection of same, in the proportion as follows: One-fourth of such occupation or excise tax shall go to, and be placed to the credit of the Available Free School Fund; one-fourth of same shall go to and be placed to the credit of a fund to be known as the County and Road District Highway Fund; the remainder of such occupation or excise tax shall go to, and be placed to the credit of the State Highway Fund, for the construction and maintenance of the public roads of the State, constituting and comprising the system of State Highways of Texas, as designated by the State Highway Commission of Texas.

Article 7065a, Section 13. (a) All bonds, warrants or other evidences of indebtedness heretofore issued by

counties or defined road districts of the State which have not matured at the time of the passage and approval of this act, and which were issued for and the proceeds expended in the construction of roads that constitute and comprise a part of the system of designated State highways upon the effective date of this act or that heretofore constituted a part of said system, and which has been either changed, relocated, or abandoned, whether said indebtedness is now evidenced by the obligations originally issued or by refunding obligations, or both; and all bonds, warrants or other evidences of indebtedness which may be hereafter issued and sold by any county or district for the purpose of constructing any road pursuant to a contract existing on or before September 1, 1932, between the State Highway Department and any such county or district shall be eligible to participate in the distribution of the moneys coming into said County and Road District Highway Fund subject to the provisions of this act, less, however, the amount of the sinking funds now accumulated for the payment of said eligible obligations in the respective counties and defined road districts. The amount of such eligible indebtedness to be determined as hereinafter provided.

(b) For the purpose of administering the provisions of this act is hereby created a Board of County and District Road Indebtedness, which shall consist of the Commissioner of the General Land Office, the State Comptroller of Public Accounts, and the State Treasurer of the State of Texas. The State Comptroller of Public Accounts shall be Secretary of said board and said board shall select its own chairman.

(c) The county judge of each county shall furnish to the State Comptroller of the State of Texas, within thirty days after the effective date of this act, a complete list and description of each any every issue of county or road district bonds, warrants, or other evidences of indebtedness, the proceeds of which, in whole or in part, were expended in the construction of roads that now constitute or heretofore constituted a part of the system of designated State highways, whether said indebtedness is now evidenced by the obligations originally issued or by refunding obligations. Said list and

description shall contain the name of the county or road district issuing the same, the date of issuance, the rate of interest, the original amount of obligations issued, whether the same were sold at one time or in installments, the amount of said indebtedness already paid by the county or district, the amount of said indebtedness outstanding at the time of the effective date of this act, the amount of said indebtedness already matured at the effective date of this act, the dates of maturities of said obligations and of coupons appertaining thereto, the place of payment of said evidences of debt as fixed therein, the amount of accumulated sinking funds held by such county to the credit of each issue of such obligations, the name of each road upon which any part of the proceeds of said obligations were expended and how much of same were expended upon each road, the date or dates of such expenditures as shown by the county records, and from time to time shall furnish to the State Comptroller such other data and information as may be requested by the State Comptroller or by the Board of County and District Road Indebtedness. The State Comptroller of the State of Texas and the Chairman of the State Highway Commission from time to time shall furnish to said Board of County and District Road Indebtedness such data and information as said board may deem necessary and appropriate for the performance of its duties under this act.

(d) It shall be the duty of the Board of County and District Road Indebtedness, from the data and information furnished by the county judges of the State and by the Chairman of the State Highway Commission and by the State Comptroller and from such further investigation as said board may deem necessary to ascertain and determine the amount of indebtedness eligible under the provisions of subdivision (a) of this section of this act to participate in the moneys coming into said county and road district fund. Whenever, in the case of any particular issue of obligations, the proceeds thereof have been expended partly on designated State highways or highways heretofore constituting designated State highways and partly on roads which never have been designated State highways, said board shall ascertain and determine the amount of said obligations, the proceeds of which were

actually expended on State highways or on roads heretofore constituting State highways, and said obligations to said amount and extent shall be eligible for participation in the moneys coming into the county and road district highway fund, and said ascertainment and determination shall be certified to the county judge by said board, and the commissioners' court of said county shall determine by resolution which particular obligation of said issue shall be finally listed with said board as eligible for participation in said moneys, or whether at the option of said commissioners' court all of the unmatured outstanding obligations of said issue shall ratably have the benefit of said participation in said moneys, and the commissioners' court of the county shall promptly send to said board a certified copy of said resolution. The ascertainment and determination by the Board of County and District Road Indebtedness, after reasonable notice and hearing, of the amount of any county or district eligible under the provisions of this act to participate in any moneys coming into the county and road district highway fund or as to the amount of any obligations, the proceeds of which were actually expended on State highways or on roads heretofore constituting State highways, shall be final and conclusive and shall not be subject to review in any other tribunal. But said Board of County and District Road Indebtedness shall have the right at any time to correct any errors or mistakes it may have made.

(e) The Comptroller shall make and keep a record of all county and defined road district eligible obligations, issue by issue, and a book shall be prepared and kept in which shall be recorded all eligible issues, maturity dates of principal and interest, rates of interest, and places of payment for each county and each defined road district; each issue and the data pertaining to same shall be listed separately. The Comptroller shall keep a record of all vouchers issued.

(f) The State Treasurer shall keep a separate account for each county and defined road district or any moneys received for the credit of said county or district pursuant to the provisions hereof.

(g) A list shall be compiled by the Board of County and District Road Indebtedness showing the amount as-

certained and determined by it to be eligible indebtedness of each county and each defined road district, and a copy thereof shall be furnished to each county judge in this State.

(h) As soon as practicable after the effective date of this act the Board of County and District Road Indebtedness shall ascertain and determine the sum necessary to pay the interest and principal maturing from January 1, 1933, up to September 1, 1933, on eligible obligations, as defined in this act, and shall estimate the sum which shall be applicable to the same, and thereafter from year to year, at least thirty days prior to September first of each year, said board shall ascertain and determine the sum necessary to pay interest and principal maturing on eligible obligations within such year and shall estimate the sum which shall be applicable to the same, and the board in each instance shall certify the sums, so ascertained and determined, to the State Treasurer. After the board shall estimate the amount applicable to interest and principal requirements, the Comptroller shall give notice to the county commissioners' court of each county of the estimated amount available for application to said interest and principal requirements. In the event the amount actually applied to the payment of obligations for any county or road district is sufficient to meet all maturing principal and interest requirements the county commissioners' court may make no collection of ad valorem levies for such fiscal year for such interest or principal requirements. In the event the amount of payments actually so applied is not sufficient to meet the maturing principal and interest requirements the county commissioners' courts shall collect from taxes on the property in said respective counties and districts an amount of money equal to the difference between the amount of such requirements and the amount available for application to the matured principal and interest requirements. In this connection it is declared to be the intent of the Legislature that any contractual relation which may exist between any county and or district with the owner or holder of the present outstanding indebtedness of any such county and/or defined road district, shall not be in any manner disturbed or impaired. Any tax heretofore provided for to

be levied in support of any present outstanding indebtedness affected by the provisions of this act shall continue to be assessed, levied and collected as originally provided; but the collection of said tax may, by order of the commissioners' court, be lessened and reduced, however, by the payments made thereon and in behalf of such indebtedness out of the special County and Road District Highway Fund, as herein provided, and as succeeding Legislatures shall, by appropriation, make provision therefor. The proceeds of any taxes collected for this purpose shall be remitted monthly by the county treasurer of each county collecting the same, together with a statement of the amount collected, to the State Treasurer and shall be held by the State Treasurer, for the benefit of the county or district remitting same, and disbursed to meet the principal and interest requirements on the eligible obligations of said county or district. The county commissioners' court as an alternative, subject to the approval of the Board of County and District Road Indebtedness, may, as provided by law, authorize the issuance of refunding obligations for the purpose of refunding any part or all of the amount of principal of eligible obligations maturing during the current year in excess of the sum available in the County and Road District Highway Fund applicable to interest and principal on eligible indebtedness of the particular county or road district. In the event the amount of funds available to be applied to meet the maturing principal and interest requirements in any fiscal year is not sufficient to satisfy such requirements, the moneys available in the County and Road District Highway Fund, as estimated and determined by the board, shall be, for that fiscal year, distributed ratably to each issue of eligible obligations on the basis of the principal thereof maturing each year; but, in all cases, available moneys in said County and Road District Highway Fund shall be applied first to the payment and satisfaction of interest maturing on eligible obligations during the particular fiscal year.

(i) The county commissioners' court of any county may exercise the authority now conferred by law to issue refunding obligations for the purpose of refunding any eligible debt of the county or of any defined

road district; and such refunding obligations, when validly issued, shall be eligible obligations within the meaning of this act if said Board of County and Road District Indebtedness shall approve the maturities of said refunding obligations and the rate of interest borne by them. In any instance where, in the opinion of said board, the existing maturities of any issue of eligible obligations or any part thereof would be such as to give the county or defined road district which issued them an inequitable or disproportionate participation in the moneys coming into the County and Road District Highway Fund in any particular period, said board, in its discretion, may require said issue, or any part thereof, to be refunded into refunding obligations, bearing such rate of interest and having such maturities as may be satisfactory to the board. And if said county or road district shall fail or refuse, within a reasonable time to be fixed by said board, to effectuate such refunding, said obligations, so required to be refunded, shall cease to be eligible for participation in said County and Road District Highway Fund until the requirements of said board, with respect to refunding the same, shall be complied with.

(j) All moneys deposited to the credit of the County and Road District Highway Fund with the State Treasurer up to September 1, 1933, are hereby appropriated to the payment of principal and interest on eligible obligations, as above defined, maturing from January 1, 1933, up to September 1, 1933. And each year thereafter, until all of such eligible obligations are fully paid, all moneys coming into the credit of the County and Road District Highway Fund with the State Treasurer and all moneys remaining therein from the previous year, shall be subject to appropriation for the payment of principal and interest maturing from time to time on said eligible obligations. As payment of principal and interest becomes due upon any such eligible obligations, the State Comptroller of Public Accounts shall issue his warrants to the State Treasurer for the payment thereof; and the State Treasurer shall pay same by remitting to the bank or trust company or other place of payment designated in the particular obligation. Such warrants shall state on their face that the proceeds of the same are to be applied by the pay-

ing agent to the payment of certain specified obligations or interest therein described, giving the name of the county or district by which they were issued, numbers, amounts and dates of maturities of the obligations and interest to be paid, with instructions to the paying agent, bank or trust company to return to the Comptroller such obligations and interest coupons when same are paid, and the Comptroller shall, upon receipt of said obligations and coupons, credit same on his records and return them, duly cancelled, to the commissioners' court of the appropriate county, which shall cause to be duly entered a record of such cancellation.

(k) Expense necessary to be incurred in the determination of the indebtedness of the counties and defined road districts of the State in the construction of designated State highways, and in the discharge of the duties involved for the payment of such obligations, shall be paid from the County and Road District Highway Fund, upon the approval of the said board, by warrant of the State Comptroller; and said fund, or so much thereof as may be necessary, is hereby appropriated for that purpose.

Sec. 7. That Article 7065n, Subdivision 5, Section 17, Chapter 88, Acts of the Second Called Session of the Forty-first Legislature, as amended by the Acts of the Regular Session of the Forty-second Legislature, be, and the same is, hereby amended so as to hereafter read as follows:

Article 7065n. All the money paid into the Treasury under the provisions of this act, except the filing fees above, shall be set aside in a special fund to be known as the Highway Gasoline Tax Fund, and no part of said fund shall be credited to the Available Free School Fund, or the State Highway Fund, or the County and Road District Highway Fund, until a report is made by the Comptroller to the Treasurer showing a total maximum amount of refunds that may be required to be paid by the State out of said funds. The Comptroller shall, on the 25th day of each month, or as soon thereafter as possible, after all reports by the claimants have been made as hereinbefore provided for, compute and ascertain the maximum amount of refunds that may be due by the State on sale of gasoline during the

preceding month, upon which a refund may be due, and shall certify to the State Treasurer the maximum amount, and the State Treasurer shall reserve said amount each month out of which to pay refunds, and shall not distribute that part of said fund, but as soon as said report has been made by the State Comptroller, and the maximum amount of refunds determined, he shall deduct said maximum amount from the total taxes paid for such month and apply the remainder of such funds as follows: One-fourth to the Available Free School Fund; one-fourth of same to the County and Road District Highway Fund; and the remainder of such occupation or excise tax to the State Highway Fund, as provided by law. If claimant has lost, or loses, or for any reason has failed, or fails, to receive warrant for said refund, after warrant was or has been issued by the Comptroller, and upon satisfactory proof of such, the State Comptroller may issue claimant duplicate warrant, or warrants, as provided for in Article 4365, Revised Civil Statutes of 1925, but in no event shall a duplicate warrant be issued after one year from the expiration date of original warrant.

Sec. 8. No provision of this act shall ever be construed to authorize the giving or lending of the credit of the State to any county or district or to pledge the credit of the State in any manner whatever for the payment of any of the outstanding road indebtedness herein referred to of the counties or districts of the State. It is hereby declared that all eligible obligations, as herein defined, shall remain obligations of the respective counties or defined road districts which issued them and said counties or districts shall remain liable on said obligations according to their terms and tenor; and it is not the purpose or intention of this act, or any part hereof, to obligate the State of Texas, directly or indirectly or contingently, for the payment of any of such obligations or that the State of Texas should assume the payment of any of said obligations, and this act is not to be construed as obligating the State of Texas to the holders of any of said obligations to make any payment of the same, or any part thereof, nor shall such holders have any rights to enforce the appropriations of any of the moneys herein are provided for. It is not intended

by the provisions of this act to appropriate any funds from the County and Road District Highway Fund, created herein, except for the fiscal year ending August 31, 1933, and no part of said fund shall be used after said date for the purpose herein provided, unless and until specific appropriation for such purpose has been made by the Legislature in accordance with the provisions of Section 6 of Article 8 of the Constitution.

Sec. 9. If succeeding Legislatures shall carry out the policy herein defined by authorizing a similar appropriation of County and Road District highway funds, from time to time, then whenever the interest and principal necessary to retire the outstanding bonded indebtedness owing for designated State highways, shall have been fully paid as herein provided, for any county or defined road district according to the provisions of this act, then and in that event, the title and possession of all roads, roadbeds, rights of way, bridges and culverts, in such county or defined road district which are included in the system of designated State highways, shall automatically vest in fee simple in the State of Texas, and in the event of any subsequent physical change therein such title and possession shall extend to any such change so made; provided, however, that nothing in this act shall prevent the State Highway Commission from changing or abandoning any State highway or part thereof; but in the event the State Highway Commission shall change or abandon any State highway the commissioners' court of any county shall have the right to assume jurisdiction over such portion of such highway so abandoned by the State Highway Commission.

Sec. 10. If any provision or section of the act be declared invalid or unconstitutional, the same shall not affect any other portion or provision hereof, and all other provisions shall remain valid and unaffected by any invalid provision, if any.

Sec. 11. That all laws and parts of laws in conflict herewith be and the same are hereby repealed.

Sec. 12. The fact that counties and defined road districts of this State should be immediately given the compensation and reimbursement provided for in this act and that such relief and reimbursement cannot be

given them without the passage of this act creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in both houses be suspended, and such rule is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Wagstaff offered the following amendment to the (committee) amendment:

Amend Committee Substitute House bill No. 2 by adding, in line 29, page 6, of the mimeograph bill, a comma after the word "district," and by adding in said line after the word "participate" words "on and after January 1, 1933."

WAGSTAFF,  
HUBBARD,  
STEVENSON.

The amendment was adopted.

Mr. Adams of Jasper offered the following amendment to the (committee) amendment:

Amend amendment to House bill No. 2, on page 4, by striking out lines 6 and 7, reading "but shall not be construed to include the cost of right of way of any road within the terms of this act," and insert in lieu thereof the words, "and including the cost of right of way of any road within the terms of this act."

ADAMS of Jasper,  
RAMSEY,  
FARRAR.

(Pending consideration of the amendment, Mr. McGill occupied the chair temporarily.)

(Speaker in the chair.)

Mr. Davis offered the following substitute for the amendment by Mr. Adams of Jasper:

Amend Substitute House bill No. 2, by striking therefrom the last two lines of Section 2 of the mimeographed copy thereof, which reads as follows: "but same shall not be construed to include the cost of right of way of any road within the terms of this act," and insert in lieu thereof the following: "and same shall be construed to include the cost of right of way and the cost and expense of engineering, provided said engineering expense has been incurred under the direction and supervision of the State Highway Department."

DAVIS,  
VAN ZANDT.

Question first recurring on the substitute amendment by Mr. Davis, it was lost.

Mr. Howsley offered the following substitute for the amendment by Mr. Adams of Jasper.

Amend Section 2 of committee amendment to House bill No. 2, page 4, by adding to the end of said section the following: "in excess of \$750 per mile."

The substitute amendment was lost.

Question then recurring on the amendment of Mr. Adams of Jasper, it was lost.

Mr. Greathouse offered the following amendment to the (committee) amendment:

Amend House bill No. 2 by striking out all words after the word "conclusive," in subparagraph (d) thereof, on page 9 of said bill, and insert in lieu thereof the following: "and shall not be subject to review by any other authority, excepting the district court of Travis county and such appellate tribunals as shall have jurisdiction, in like cases appealed from said district court of Travis county, Texas. Provided, however, that said Board of County and District Road Indebtedness shall have the right at any time to correct any errors or mistakes that it may have made, and which errors or mistakes are not at the time of correction being reviewed by any of said courts enumerated heretofore."

GREATHOUSE,  
HARRISON of El Paso.

Mr. Burns of McCulloch offered the following substitute for the amendment by Mr. Greathouse:

Amend committee amendment No. 1 by striking out all of line 20 and the first two words in line 21 on page 9, and substitute therefor the following: "final and conclusive, but shall be subject to review by any district court of the State having venue of tax suits in the county or road district appealing."

The substitute amendment was lost.

Question then recurring on the amendment by Mr. Greathouse, it was lost.

Mr. Burns of McCulloch offered the following amendment to the (committee) amendment:

Amend substitute for House bill No. 2 by adding two new paragraphs after paragraph (a) on page 7, to be known as paragraph "A-1" and "A-2," and to read as follows:

"A-1. The amount of moneys allocated to the County and Road District Highway Fund, as provided in Section 6, shall be apportioned and placed in a fund to the credit of each county of the State in accordance with the ratio each county pays to the total amount of money so allocated.

"A-2. Provided further, that the amounts of money so allocated and subsequently appropriated to the various counties of the State shall be used as hereinafter provided, except that the amount of money, if any, remaining in the Treasury to the credit of any county after deducting the amount necessary to pay off and discharge the amount of interest and sinking fund on bonds of said county, due for any particular year, shall be refunded to the treasury of the respective counties to be used for the purpose of constructing State highways in said counties under the direction of the State Highway Commission."

The amendment was lost.

Mr. Lockhart offered the following amendment to the (committee) amendment:

Amend House bill No. 2, Section 13, paragraph (i), page 13, by adding to said paragraph (i) of Section 6 the following: "provided, that no commission, bonus or premium shall be paid by any county or road district for the refunding of such obligations, and no county treasurer shall receive any commission for the handling of the funds derived from the refunding of such obligations."

The amendment was adopted.

Mr. Kayton offered the following amendments to the (committee) amendment:

(1)

Amend substitute for House bill No. 2, page 7, paragraph (b), by adding after the last word of said paragraph the words, "from its membership."

(2)

Amend Committee Substitute House bill No. 2, page 5, Section 5, by inserting after the word "appropriation" the following: "by the Legislature."

The amendments were severally adopted.

Mr. Hardy offered the following amendment to the (committee) amendment:

Amend House bill No. 2 substitute, by striking out all after the word "both," in line 24 of page 6 of the mimeographed copy of said bill, to and including the word "act," in line 1 of page 7.

Mr. Van Zandt raised a point of order on further consideration of the amendment by Mr. Hardy, on the ground that the amendment proposes to change an amendment heretofore adopted by the House.

The Speaker sustained the point of order.

Mr. Gilbert offered the following amendment to the (committee) amendment:

Amend the amendment so as to add "or commissioners" after the word "justice" in line 13, page 4.

The amendment was adopted.

Mr. Anderson offered the following amendment to the (committee) amendment:

Amend House bill No. 2, page 6, insert line 24, after the words "refunding obligations, or both."

"And all moneys expended out of the road and bridge funds of the various counties for the construction and/or maintenance of roads subsequently taken over or designated by the State Highway Department."

ANDERSON,  
KAYTON.

The amendment was lost.

Mr. Farmer offered the following amendment to the (committee) amendment:

Amend committee substitute for House bill No. 2, by adding after the words "Article 7065n" on page 14, in line 15, the figure: "(5)."

The amendment was adopted.

Mr. Hardy offered the following amendment to the (committee) amendment:

Amend House bill No. 2, by adding after word "districts" in the fourteenth line of Section 4, page 4, of the mimeographed copy of said bill, the following words: "Provided, however, that the commissioners' courts of said county or of the county in which the defined road district exists shall have the exclusive power of condemnation of the right of way and the obtaining of the right of way."

Mr. Bond raised a point of order on further consideration of the amendment, on the ground that the amendment is not germane to the bill.

The Speaker overruled the point of order.

Question recurring on the amendment by Mr. Hardy, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—31.

Akin.	Harrison
Anderson.	of El Paso.
Baker.	Holder.
Bond.	Holloway.
Burns	Howsley.
of McCulloch.	Kayton.
Claunch.	Kennedy.
Duvall.	Laird.
Elliott.	Lockhart.
Farmer.	Moffett.
Finn.	Ramsey.
Fisher.	Scott.
Fuchs.	Sherrill.
Graves.	Sullivant.
Greathouse.	Towery.
Hanson.	Walker.
Hardy.	

Nays—81.

Adams of Jasper.	Johnson
Adamson.	of Dimmit.
Adkins.	Jones of Shelby.
Albritton.	Jones of Atascosa.
Alsup.	Justiss.
Barron.	Lee.
Beck.	Lemens.
Bedford.	Lilley.
Boyd.	McCombs.
Bradley.	McGill.
Brooks.	Magee.
Bryant.	Metcalfe.
Burns of Walker.	Munson.
Carpenter.	Murphy.
Caven.	Olsen.
Cox of Limestone.	O'Quinn.
Cunningham.	Patterson.
Daniel.	Petsch.
Davis.	Ratliff.
Dodd.	Ray.
Donnell.	Reader.
Dowell.	Richardson.
Dunlap.	Rogers.
Engelhard.	Rountree.
Farrar.	Sanders.
Ferguson.	Satterwhite.
Forbes.	Smith of Bastrop.
Ford.	Smith of Wood.
Gilbert.	Sparkman.
Giles.	Stephens.
Goodman.	Stevenson.
Herzik.	Steward.
Hill.	Strong.
Hines.	Tarwater.
Hoskins.	Turner.
Hubbard.	Van Zandt.
Hughes.	Vaughan.
Johnson	Wagstaff.
of Dallam.	Warwick.

Weinert.	Wiggs.
West of Coryell.	Young.
West of Cameron.	

Present—Not Voting.

Moore.

Absent.

Brice.	McDougald.
Coltrin.	McGregor.
Cox of Lamar.	Martin.
Dale.	Mehl.
Dwyer.	Nicholson.
Harman.	Pope.
Harrison	Shelton.
of Waller.	Terrell
Hefley.	of Cherokee.
Holland.	Terrell
Jackson.	of Val Verde.
Lasseter.	Westbrook.
Leonard.	Wyatt.
Long.	

Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

BILL ORDERED NOT PRINTED.

On motion of Mrs. Moore, House bill No. 30 was ordered not printed.

SPECIAL ORDER SET.

On motion of Mr. Beck, House bill No. 47 was set as a special order for 10:30 o'clock a. m., next Wednesday.

RECESS.

Mr. Anderson moved that the House recess to 9:30 o'clock a. m., tomorrow.

Mr. Satterwhite moved that the House recess to 9 o'clock a. m., tomorrow.

Mr. Howsley moved that the House recess to 8 o'clock p. m., today.

Mr. Hardy moved that the House adjourn until 10 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. Hardy, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—30.

Adkins.	Farmer.
Daniel.	Farrar.
Davis.	Forbes.
Donnell.	Greathouse.
Elliott.	Hardy.

Harman.	Patterson.
Holloway.	Scott.
Justiss.	Sherrill.
Kayton.	Smith of Bastrop.
Laird.	Smith of Wood.
Lasseter.	Sparkman.
Lilley.	Sullivant.
Lockhart.	Towery.
Moore.	Westbrook.
Murphy.	Wiggs.

## Nays—78.

Adams of Jasper.	Hubbard.
Adamson.	Hughes.
Akin.	Johnson
Albritton.	of Dallam.
Alsup.	Johnson
Anderson.	of Dimmit.
Baker.	Jones of Shelby.
Beck.	Jones of Atascosa.
Bedford.	Kennedy.
Bond.	Lee.
Boyd.	Lemens.
Bradley.	Long.
Brice.	McCombs.
Brooks.	McGill.
Bryant.	Magee.
Burns of Walker.	Metcalfe.
Carpenter.	Moffett.
Caven.	Munson.
Claunch.	Olsen.
Cunningham.	O'Quinn.
Dodd.	Petsch.
Dowell.	Ramsey.
Dunlap.	Ratliff.
Duvall.	Ray.
Engelhard.	Rogers.
Ferguson.	Rountree.
Finn.	Sanders.
Fisher.	Stephens.
Ford.	Stevenson.
Giles.	Steward.
Goodman	Strong.
Graves.	Tarwater.
Hanson.	Turner.
Herzik.	Van Zandt.
Hill.	Vaughan.
Hines.	Wagstaff.
Holder.	Walker.
Holland.	Warwick.
Hoskins.	West of Coryell.
Howsley.	West of Cameron.

## Absent.

Barron.	Harrison
Burns	of Waller.
of McCulloch.	Hefley.
Coltrin.	Jackson.
Cox of Lamar.	Leonard.
Cox of Limestone.	McDougald.
Dale.	McGregor.
Dwyer.	Martin.
Fuchs.	Mehl.
Gilbert.	Nicholson.
Harrison	Pope.
of El Paso.	Reader.

Richardson.	Terrell
Satterwhite.	of Val Verde.
Shelton.	Weinert.
Terrell	Wyatt.
of Cherokee.	Young.

## Absent—Excused.

Adams of Harris.	Keller.
Bounds.	Mathis.
Coombes.	Morse.
Grogan.	Savage.

The motion of Mr. Anderson prevailed, and the House accordingly at 5:30 o'clock p. m., took recess to 9:30 o'clock a. m., tomorrow.

## APPENDIX.

## STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills as follows:

Judiciary: House bill No. 47.  
 Live Stock and Stock Raising: House bill No. 32.  
 Game and Fisheries: House bill No. 45.  
 Education: House bill No. 51.  
 Appropriations: House bill No. 30.  
 Conservation and Reclamation: House bill No. 49.  
 The Committee on Judicial Districts filed an adverse report on House bill No. 42.

## REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
 Austin, Texas, September 3, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 21, A bill to be entitled "An Act amending Article 6954, Chapter 6, Title 121 of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5, of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of Texas, the latter being House bill No. 120, passed by the First Called Session of the Forty-first Legislature, and further amended in Chapter 8, of the Acts of the

Third Called Session of the Forty-first Legislature, Senate bill No. 22, and furthermore amended in Chapter 313 of the Acts of the Regular Session of the Forty-second Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include in said article the county of Reagan, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 22, A bill to be entitled "An Act providing for a closed season in Glasscock county upon quail, doves and pheasants, for a period of three (3) years, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 38, A bill to be entitled "An Act to prohibit the hunting, trapping, ensnaring or killing of any wild deer, buck, doe or fawn within the limits of the counties of Jasper and Newton, State of Texas, for a period of three years from and after the passage of this act; providing a penalty therefor, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 26, A bill to be entitled "An Act to prohibit the use of steel traps or any other mechanical device for the taking of fur-bearing animals in this State; providing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 28, A bill to be entitled "An Act to repeal Chapter 80 of the General and Special Laws of the State of Texas, enacted in 1931, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 29, A bill to be entitled "An Act making it lawful to hurt wild deer with one dog in the counties of San Jacinto, Polk and Trinity, Texas, during the open season of each year for a period of five (5) years, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 35, A bill to be entitled "An Act regulating the taking of certain fur-bearing animals or their pelts for barter or sale in certain counties, and declaring them to be the property of the State; prescribing penalty for violation, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,  
Austin, Texas, September 3, 1932.  
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 39, A bill to be entitled "An Act providing for the open season on squirrels in Jasper and New-

ton counties; providing a penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, September 5, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 45, A bill to be entitled "An Act providing for an open season on squirrels in Polk and Trinity counties; providing penalty, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,

Austin, Texas, September 3, 1932.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 34, A bill to be entitled "An Act repealing Senate bill No. 56, Chapter 78, page 242, of the General and Special Laws passed at the Fifth Called Session of the Forty-first Legislature of the State of Texas, 1930,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

#### FIFTH DAY.

(Continued.)

(Tuesday, September 6, 1932.)

The House met at 9:30 o'clock a. m. and was called to order by Speaker Minor.

#### COMMUNICATION FROM GENERAL MANAGER OF THE STATE PRISON SYSTEM.

The following communication was ordered printed in the Journal:

Texas Prison System,

Huntsville, Texas, Sept. 3, 1932.

Honorable R. S. Sterling, Governor, and Members of the Forty-second Legislature.

Honorable Sirs: As many members of the Legislature have asked in regard to the damage caused by the gulf storm of August 13th, and it having been suggested by some members of the Legislature, that they would like a brief report in regard to same,

I deem it proper to state briefly the condition as caused by the storm.

The Prison System had a splendid crop and was just beginning to harvest same. We were expecting about 7,500 bales of cotton from 14,500 acres, as the cotton crop in 1931 was 11,423 bales from 20,000 acres. All open cotton was practically destroyed from the severe wind and from the five to fifteen inches of rain that covered the entire seven lower farms. The cotton was whipped about until there will be no further maturing of same, the smaller bolls will not open and the half grown and grown bolls will open prematurely, which will decrease the staple materially. We believe that 5,000 bales will be a reasonable estimate for the 1932 crop as only 2,000 bales have been harvested at this time.

The corn crop was damaged very severely as it was all blown down and on account of the constant rains since the storm it is in bad condition, but every effort is being made to save same. The syrup and sorghum crop is also damaged proportionately, but quite a lot of this had already been saved. Much of the hay crop already harvested, has largely been destroyed on account of the unroofing and destroying of the barns and sheds. We lost considerable livestock, poultry and swine.

The destruction to the physical property also was very large, the greatest damage being on the Retrieve, Ramsey and Clemens farms, but many barns, commissaries, sheds, water tanks, poultry and hog houses and dairy barns were destroyed on all the seven farms: Clemens, Retrieve, Ramsey, Darrington, Blue Ridge, Central and Harlem. It is hard to estimate the monetary damage, but perhaps buildings and crops will run approximately \$300,000. Fortunately, on account of the saving in operation for 1932, it is not necessary to ask the Legislature for aid to rehabilitate the System on account of this loss.

The System was very fortunate in that there was no loss of life and no one was seriously hurt, although this seems miraculous. At the Ramsey farm 194 prisoners were turned loose, and properly so, and only 27 ran away. Coming at the time, during crop gathering season, makes it quite a problem, but the buildings will be replaced as rapidly as possible and modern sanitary buildings will be erected.